

U.S. Patent Application Serial No. 09/441,592
Amendment and Reply Under 37 C.F.R. § 1.116 dated January 16, 2004
Reply to Final Official Action dated November 19, 2003
Expedited Procedure-Art Unit 1651

REMARKS

Power Of Attorney

The assignee of the entire interest in and to this Application, Agentase, LLC (assignment recorded in the USPTO at Reel/Frame 010716/0710), appoints Craig G. Cochenour, Esq., Reg. No. 33,666, George P. Baier, Esq., Reg. No. 26,717, Lynn J. Alstadt, Esq., Reg. No. 29,362, Michael L. Dever, Esq., Reg. No. 32,216, and Duane A. Stewart, Esq., Reg. No. 54,468, of Buchanan Ingersoll PC as its attorneys. A Revocation of Power Of Attorney Or Authorization Of Agent form is attached and a Power Of Attorney Or Authorization Of Agent form is attached along with a Statement Under 37 CFR 3.73 (b).

Allowable Subject Matter

Applicants acknowledge the Examiner's statement that Claims 3 and 4 are allowable, but are objected to as being dependent on a rejected claim. Applicants have amended Claim 3 to an independent form and, as amended, includes all of the limitations of the rejected base claim, namely Claim1. Applicants have cancelled rejected Claim 1 without prejudice to or disclaimer of the subject matter therein. Claim 4, as amended, depends from independent Claim3, as amended. Applicants have amended Claims 3 and 4 as suggested by the Examiner. Applicants believe that Claims 3 and 4, as amended, are now in acceptable form for a notice of allowance which is respectfully requested.

Claim Rejection - 35 U.S.C. § 102(b)

Claims 1 and 5-10 were rejected under 35 U.S.C. §102(b) as being anticipated by Havens et al. As stated hereinabove, Applicants' have cancelled Claim1. Applicants have amended Claims 5-10 such that Claims 5-10, as amended, now depend, either directly or indirectly, from allowable independent Claim 3, as amended. Applicants

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believe that Claims 5-10, as amended, are now in the form for a notice of allowance. Applicants believe that these amendments introduce no new matter and their entry is respectfully requested. Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

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CONCLUSION

It is respectfully submitted that Applicants' Claims 3-10, as amended, illustrate patentable methods that are not taught or suggested by any of the art of record.

Applicants respectfully submit that the amendments and remarks set forth in this paper place this Application in a condition for allowance and such action is respectfully requested at an early date.

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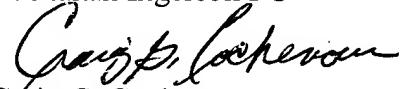
AUTHORIZATION

Applicant believes that no further government fees are due for amendments made to this Application.

The Commissioner is hereby authorized to charge any necessary additional fees associated with this paper to Deposit Account No. 02-4553. A duplicate copy of this Response and Amendment is enclosed for deposit account purposes.

Respectfully submitted,

Buchanan Ingersoll PC



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